

Revised by  
NAD 5/8/13

# Wetlands Bureau Decision Report

Decisions Taken  
04/29/2013 to 05/05/2013

## **DISCLAIMER:**

This document is published for information purposes only and does not constitute an authorization to conduct work. Work in jurisdiction may not commence until the applicant has received a posting permit.

Decisions are subject to appeal, and are reviewed by the federal agencies for compliance with Section 404 of the Federal Clean Water Act.

## **APPEAL:**

I. Any affected party may ask for reconsideration of a permit decision in accordance with RSA 482-A:10,II within 30 days of the Department's issuance of a decision. Requests for reconsideration should:

- 1) describe in detail each ground for complaint. Only grounds set forth in the request for reconsideration can be considered at subsequent levels of appeal;
- 2) provide new evidence or information to support the requested action;
- 3) Parties other than the applicant, the town, or contiguous abutters must explain why they believe they are affected; and
- 4) Be mailed to the DES Wetlands Bureau, PO Box 95, Concord, NH 03302-0095.

II. An appeal of a decision of the department after reconsideration may be filed with the Wetlands Council in accordance with RSA 482-A:10, IV within 30 days of the department's decision. Filing of the appeal must:

- 1) be made by certified mail to George "Chip" Kimball, Chairperson, Wetlands Council, PO Box 95, Concord, NH 03302-0095 (a copy should also be sent to the DES Wetlands Bureau);
- 2) contain a detailed description of the land involved in the department's decision; and
- 3) set forth every ground upon which it is claimed that the department's decision is unlawful or unreasonable.

## MAJOR IMPACT PROJECT

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2012-02681                      NH DEPT OF TRANSPORTATION  
WINDHAM   Unnamed Wetland

### Requested Action:

Fill 67568 square feet of palustrine forested wetland for the construction of a park and ride facility associated with the exit 3 interchange of I93 expansion project. Mitigate for the proposed impacts through a payment into the Aquatic Resource Mitigation Fund.

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### Conservation Commission/Staff Comments:

9/26/12 DHR needs further information.

### APPROVE PERMIT:

Fill 67568 square feet of palustrine forested wetland for the construction of a park and ride facility associated with the exit 3 interchange of I93 expansion project. Mitigate for the proposed impacts through a payment into the Aquatic Resource Mitigation Fund.

### With Conditions:

1. All work shall be in accordance with preliminary plans by NHDOT dated September 12, 2012, as received by the NH Department of Environmental Services (DES) on October 4, 2012.
2. Final plans for this construction shall be submitted to NHDES a minimum of one month prior to advertising the project to verify that wetland impacts have not increased or decreased as part of any final design changes.
3. This approval is contingent on receipt by DES of a one time payment of \$288,504.12 to the DES Aquatic Resource Mitigation (ARM) Fund. The payment shall be received by DES within 120 days of the date of the approval letter or the application will be denied.
4. NHDOT will comply with the provisions of the Section 401 Water Quality certification 2002-007 and noncompliance shall be considered a violation of the conditions of this permit.
5. The NHDOT shall demonstrate, to the satisfaction of DES Watershed Management, that the proposed new location of the park-and-ride will not result in additional loadings of pollutants to surface waters using the simple method approach.
6. A water quality monitoring program will be developed and implemented in accordance with requirements established by NHDES, Watershed Management Bureau.
7. At least 48 hours prior to the start of each construction contract, a pre-construction meeting shall be held with NHDES Land Resources Management Program staff at the project site or at the NHDES or NHDOT Offices in Windham, N.H. to review the conditions of this permit, the NHDES Water Quality Certificate, and any other environmental commitments. It shall be the responsibility of NHDOT to schedule the pre-construction meeting, and the meeting shall be attended by NHDOT, the contract administrator(s), wetlands scientist(s), wildlife professional(s), and the contractor(s) responsible for performing the work.
8. The NHDOT shall notify DES and the local conservation commission in writing of their intention to commence construction no less than 5 business days prior to construction.
9. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
10. The project engineer shall oversee installation of erosion controls and periodically verify that the controls are properly maintained during construction and until all areas are fully stabilized.
11. Appropriate storm water management and erosion control Best Management Practices (BMPs) shall be implemented to ensure turbidity is minimized and water quality standards are not violated. If the BMPs conflict with the terms or conditions of this permit, the terms and conditions of this permit shall control.
12. The impacts associated with the temporary work shall be remediated immediately following construction to a natural wetland.
13. Prior to the final 350 space and bus terminal build out of the park and ride DOT shall demonstrate that the total chloride load from exit 3 Dinsmore Brook will be no greater than the chloride load associated with the first phase of the park and ride or the Chloride loadings from all DOT operated roads in the Dinsmore Brook watershed will not have exceeded the existing loadings.

14. Dredged material shall be placed out of NHDES jurisdiction unless otherwise specified.
15. Within three days of the last activity in an area adjacent to a wetland resource, all exposed soil areas, where construction activities are complete or have been temporarily suspended, shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 2:1.
16. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
17. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
18. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters and, wherever possible, with a minimum of 20 feet of undisturbed vegetated buffer.
19. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
20. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
21. Disturbed areas not indicated as pavement on the phase 1 of the proposed park and ride shall be vegetated until conditions phase 2 of the park and ride is constructed.
22. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(c); Projects that involve alteration of nontidal wetlands, nontidal surface waters, and banks adjacent to nontidal surface waters in excess of 20,000 square feet in the aggregate.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a), Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff conducted multiple field inspection of the proposed project. Field inspection determined the wetland in question is limited in function and value as it is surrounded by interstate highway or exit ramps.
6. In accordance with RSA 482-A:8, DES finds that the requirements for a public hearing do not apply as the permitted project is not of substantial public interest, and will not have a significant impact on or adversely affect the values of the palustrine resource, as identified under RSA 482-A:1.
7. The permit incorporates conditions from the DES Watershed Management April 10, 2013 letter, regarding pollutant loading and chlorides.
8. The location of this park and ride replaces the previously approved park and ride location indicated on the I93 expansion.

**2013-00388                      NH DEPT OF TRANSPORTATION**  
**ROCHESTER   Unnamed Wetland**

Requested Action:

Construct a 200 space Park & Ride impacting 12,840 sq. ft. of paulustrine wetlands.

Compensatory mitigation includes a one-time payment of \$49,102.60 into the Aquatic Resource Mitigation Fund.

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Conservation Commission/Staff Comments:

Cons. Comm. - no comments

Inspection Date: 08/01/2012 by Gino E Infascelli

APPROVE PERMIT:

Construct a 200 space Park & Ride impacting 12,840 sq. ft. of paulustrine wetlands. NHDOT project 20254

Compensatory mitigation includes a one-time payment of \$49,102.60 into the Aquatic Resource Mitigation Fund.

With Conditions:

1. All work shall be in accordance with plans by NHDOT Bureau of Highway Design dated 12/12/2012, as received by the Department on Feb. 5, 2013.
2. Dredged material shall be placed out of the DES Wetlands Bureau jurisdiction.
3. Construction equipment shall not be located within surface waters.
4. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; and c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and shall remain until the area is stabilized.
6. Within three days of the last activity in an area, all exposed soil areas, where construction activities are complete, shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack on slopes steeper than 3:1 or netting /matting and pinning on slopes steeper than 2:1.
7. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching or if temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching, mulching with tack on slopes steeper than 3:1 and stabilized by matting and pinning on slopes steeper than 2:1.
8. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
9. Extreme precautions to be taken within riparian areas to limit unnecessary removal of vegetation during road construction and areas cleared of vegetation to be revegetated as quickly as possible.
10. There shall be no further alteration to wetlands or surface waters without amendment of this permit.
11. Standard precautions shall be taken to prevent import or transport of soil or seed stock from nuisance, invading species such as purple loosestrife or Phragmites.
12. Curbing shall be sloped bituminous to reduce mortality of state endangered species.
13. This approval is contingent on receipt by DES of a one time payment of \$49,102.60 to the DES Aquatic Resource Mitigation (ARM) Fund. The payment shall be received by DES within 120 days of the date of the approval letter or the application will be denied.

With Findings:

1. This is a major impact project per Administrative Rule Env-Wt 303.02(k), projects where there is documentation of state endangered species.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. DES Staff met with the NHDOT to discuss plan modifications which may reduce impacts and allow use of the wetland for detention.
6. DES Staff conducted a field inspection of the proposed project on Aug. 1, 2012. Field inspection determined the concept design presented at the April 18, 2012 Natural Resource Agency meeting could be modified to reduce wetland impacts.
7. In accordance with RSA 482-A:8, DES finds that the requirements for a public hearing do not apply as the permitted project is not of substantial public interest, and will not have a significant impact on or adversely affect the values of the palustrine resource, as identified under RSA 482-A:1.
- 8 The applicant has reviewed on-site options for mitigation and the department has determined that this project is acceptable for payment to the Aquatic Resource Mitigation (ARM) Fund.

9. The payment calculated for the proposed wetland loss equals \$49,102.60.
10. The Department decision is issued in letter form and upon receipt of the ARM fund payment, the Department shall issue a posting permit in accordance with Env-Wt 803.08(f).
11. The payment into the ARM fund shall be deposited in the DES fund for the Salmon Falls - Piscataqua River service area per RSA 482-A:29.

## MINOR IMPACT PROJECT

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**2012-03236                      PETER KUEGEL TRUCKING LLC**  
**KENSINGTON   Unnamed Wetland**

### Requested Action:

Retain 1,835 square feet of fill within forested wetlands and impact an additional 8,050 square feet of emergent wetland for the construction of a driveway to access a single-family residential lot of approximately 25 acres.

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Inspection Date: 04/15/2013 by Eben M Lewis

### APPROVE AFTER THE FACT:

Retain 1,835 square feet of fill within forested wetlands and impact an additional 8,050 square feet of emergent wetland for the construction of a driveway to access a single-family residential lot of approximately 25 acres.

### With Conditions:

1. All work shall be in accordance with plans by Landry Surveying, LLC dated 11/26/2012, as received by the NH Department of Environmental Services (DES) on December 17, 2012.
2. This permit shall not be effective until it has been recorded with the Rockingham County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
3. No earth, vegetation disturbance or restoration activities, including, but not limited to, loaming and seeding shall occur within 25 feet from the base of the slope, along the westerly side of the property heading generally north 250 feet from the southerly boundary intersection of the properties of Kensington Tax Map 11 Lot 30 and Kensington Tax Map 12 Lot 5 once the site construction commences for the single-family dwelling.
4. This after-the-fact approval is contingent upon the successful restoration of 3,725 square feet of forested wetland.
5. Any future work outside the scope of this approval on this property that is within the jurisdiction of the DES Wetlands Bureau as specified in RSA 482-A will require approval by the Bureau.
6. DES Southeast Region (Portsmouth Office) staff shall be notified in writing prior to commencement of work and upon its completion.
7. This permit is contingent on approval by the DES Subsurface Systems Bureau.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Work shall be done during seasonal low flow conditions.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

### With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h) Projects involving less than 20,000 square feet of

- alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f);
2. Currently, access to the property is via a temporary easement over an abutter's property on Osgood Road to access the landlocked lot. This was not a formal, recorded easement and began with a 'hand shake.' Abutters have complained about the use of the access and as a result a ruling was ordered to obtain access off of North Road by 2015. The new easement deed and license agreement was recorded at the Rockingham County Registry of Deeds on Book 5371 Page 2170. Therefore, the need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
  3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
  4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
  5. On 12/28/12, DES received a request to suspend action on the application from the Kensington Conservation Commission (KCC) in accordance with RSA 482-A:11,III.
  6. DES received comments on the application from the KCC on 1/17/2013. In summary, the KCC "strongly objects to this application." Furthermore, the KCC states "neighbors have filed numerous complaints to town and state officials."
  7. DES has no record of a complaint filed or previous violations for this particular lot.
  8. On 1/29/2013, DES issued a Request for More Information (RFMI) requesting clarification of items within the application.
  9. DES received a response to the RFMI on 2/28/2013 satisfying the requests of the RFMI and the issues raised by the KCC
  10. The applicant was not able to obtain written concurrence from the Welsh Living Trust for those impacts within 20-feet of the right-of-way to the south of the property.
  11. The applicant requested a waiver of Env-Wt 304.04(a) as the applicant did not receive written concurrence from the Welsh Living Trust.
  12. DES hereby grants the waiver of Env-Wt 304.04(a) in accordance with Env-Wt 204.04(a) as granting the request will not result in an adverse effect to the environment or natural resources of the state, public health, or public safety; or an impact on abutting property that is more significant than that which would result from complying with the rule. Furthermore, granting the request is consistent with the intent and purpose of the rule being waived. Strict compliance with the rule will provide no benefit to the public and will cause an economic hardship to the applicant.
  13. Pursuant to Env-Wt 304.04, the applicant did obtain written concurrence from the abutter identified as June P. Armstrong for those impacts within 20-feet of their property.
  14. DES Staff conducted a field inspection of the proposed project on April 15, 2013. Field inspection determined that the impact and restoration areas depicted on the plans provided are an accurate reflection of the jurisdictional areas found on-site.
  15. A memo dated 9/4/2012 from the NH Natural Heritage Bureau (NHB) identified one (1) State threatened vertebrate species within the vicinity of the proposed impacts: Spotted Turtle (*Clemmys guttata*).
  16. In response to the aforementioned NHB memo, DES received an email dated April 25, 2013 from NH Fish and Game (NHFG), Nongame and Endangered Species Program stating, "the NHFG Nongame and Endangered Species Program is satisfied that efforts have been taken to reduce impacts to rare, threatened, and endangered species at the North Rd. Kensington site."

2013-00169

**FREER, DOROTHY/ROBERT**

**MEREDITH Unnamed Stream**

**Requested Action:**

Proposal to dredge and fill 1,240 sq. ft. (160 linear feet) of ephemeral stream for access and construction of a single family residence and temporarily impact 105 sq. ft. (19.1 linear ft.) of intermittent stream for installation of a sewer pump line and access for construction of the associated leachfield.

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**Conservation Commission/Staff Comments:**

1. The department did not receive any comments from the Meredith Conservation Commission.

**APPROVE PERMIT:**

Dredge and fill 1,410 sq. ft. (197 linear feet) of ephemeral stream for access and construction of a single family residence and

temporarily impact 105 sq. ft. (19.1 linear ft.) of intermittent stream for installation of a sewer pump line and access for construction of the associated leachfield.

With Conditions:

1. All work shall be in accordance with plans by Ames Associates dated March 25, 2013, narratives, and stormwater modeling report, as received by the NH Department of Environmental Services (DES) on April 4, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. Work shall be done during low or non-flow.
4. A qualified professional shall monitor the project during construction to assure it is constructed in accordance with the approved plans and narratives and to assure no water quality violations occur. A follow-up report shall be submitted to the Wetlands Bureau within 60 days of the completion of the restored ("in-kind") intermittent stream crossing and new ephemeral stream channel.
5. The planted buffer areas shall have at least 75% successful establishment of planted vegetation after one full growing seasons, or it shall be replanted and re-established until it is replicated in a manner satisfactory to the DES Wetlands Bureau.
6. The proposed ephemeral stream channel and associated buffer shall be completed during or before any development of the associated lot.
7. A follow-up monitoring report prepared by the project's NH Certified Wetland Scientist shall be submitted to DES following one full growing season following completion of the buffer plantings.
8. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. Dredged material shall be placed outside of the jurisdiction of the DES Wetlands Bureau.
11. Within three days of final grading, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
12. Where construction activities have been temporarily suspended within the growing season, all exposed soil areas shall be stabilized within 14 days by seeding and mulching.
13. Where construction activities have been temporarily suspended outside the growing season, all exposed areas shall be stabilized within 14 days by mulching and tack. Slopes steeper than 3:1 shall be stabilized by matting and pinning.
14. The contractor responsible for completion of the work shall utilize techniques described in the New Hampshire Stormwater Manual, Volume 3, Erosion and Sediment Controls During Construction (December 2008).
15. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired prior immediately.
16. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.

With Findings:

1. This is a minor impact project per Administrative Rule Env-Wt 303.03(h) Projects involving less than 20,000 square feet of alteration in the aggregate in nontidal wetlands, nontidal surface waters, or banks adjacent to nontidal surface waters which exceed the criteria of Env-Wt 303.04(f).
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(a) Requirements for Application Evaluation, has been considered in the design of the project.
5. The applicant's agent (Certified Wetland Scientist) classified the impact areas as an ephemeral stream and intermittent stream.
6. The agent indicated that it is thought the ephemeral stream was created when the original subdivision road was created.
7. Slope and setback constraints limited alternatives for development of the existing lot.
8. The new ephemeral stream channel was designed by a NH licensed professional engineer and a stamped plan and report were submitted with the application materials.
9. The new section of ephemeral stream channel was designed to handle the 50 year storm event, terminates at the non-impacted channel section and will have a native woodland buffer planted along the new channel.

10. The department has not received any comments in objection to the proposed project.

**2013-00427                      FAIRVIEW REALTY CORP**  
**GILFORD   Lake Winnepesaukee**

Requested Action:

Applicant requests amendment to add a bathroom to a boathouse over public submerged lands.

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Conservation Commission/Staff Comments:

Con Com signed Wet Application

DENY AMENDMENT:

Deny applicant's request to amend the permit to add a bathroom to a boathouse over public submerged lands.

With Findings:

Standards for Approval

1. In accordance with RSA 482-A:26, Dwellings Over Water, II, "No person shall convert or modify any existing structure in order to make the structure suitable as a dwelling if the structure or any part of the structure extends beyond the shoreline of any public water or publicly-owned water body."
2. In accordance with RSA 482-A:26, Dwellings Over Water, III, (b), "Without otherwise limiting the provisions of this section, where the effect of repair or reconstruction of a structure subject to the provisions of this section represents greater protection of public water or the environment and where such repair or reconstruction does not change a recreational, water-based activity to a land-based, residential or commercial activity, the commissioner may waive the existing standards, provided that there shall be no expansion of the existing footprint, outside dimensions, and square footage of floor space; and there shall be a net reduction in the total square footage of kitchen, bathroom, shower, and toilet facilities."

Findings of Fact

1. On February 22, 2013, the Department approved the Applicant's request to repair an existing boathouse over public submerged lands with no change in location or configuration.
2. On April 24, 2013, the applicant submitted a request to the Department to "add a toilet and lavatory to the rear of the boathouse for use by our twelve owner families."

Rulings in Support of Denial

1. The addition of a bathroom to this structure over public submerged lands is prohibited by RSA 482-A:26, II and RSA 482-A:26, III, therefore the amendment request is denied.

**MINIMUM IMPACT PROJECT**

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**2007-01574                      CLOUGH, ALDEN**  
**SUNAPEE   Unnamed Wetland Trask Brook**

Requested Action:

Request permit time extension.

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**APPROVE TIME EXTENSION:**

Dredge and fill 368 square feet of scrub-shrub wetlands associated with Trask Brook to install a third culvert (80-inch x 40-foot steel) and riprap in an existing private road.

**With Conditions:**

1. All work shall be in accordance with plans by Beaver Tracks, LLC as received by the Department on April 16, 2008.
2. Work shall be done during low flow conditions.
3. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
4. Work shall be conducted in a manner so as to minimize turbidity and sedimentation to wetlands and surface waters.
5. There shall be no excavation or operation of construction equipment in flowing water.
6. Prior to commencing work on a substructure located within surface waters, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
7. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of twenty (20) feet of undisturbed vegetated buffer.
8. Work within the stream, inclusive of work associated with installation of a cofferdam, shall be done during periods of low flow. High flows can be caused by seasonal runoff or precipitation; the permittee shall monitor local forecasts to review weather conditions.
9. No work within the confined area shall proceed until the cofferdam is fully effective, and water flow is controlled.
10. Temporary cofferdams shall be entirely removed immediately following construction.
11. Culverts shall be laid at original grade.
12. Proper headwalls shall be constructed within seven days of culvert installation.
13. The contractor responsible for completion of the work shall utilize techniques described in the DES Best Management Practices for Urban Stormwater Runoff Manual (January, 1996) and the Stormwater Management and Erosion and Sediment Control Handbook for Urban and Developing Areas in New Hampshire (August, 1992).
14. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. Faulty equipment shall be repaired prior to entering jurisdictional areas.
15. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.
16. All refueling of equipment shall occur outside of surface waters or wetlands during construction.
17. Within three days of final grading or temporary suspension of work in an area that is in or adjacent to wetlands or surface waters, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.

**With Findings:**

1. The owner, authorized agent or applicant certifies that this permit qualifies for a permit extension in accordance with RSA 482-A:3, XIV-a, and Env-Wt 502.01.
2. This permit has been extended in accordance with RSA 482-A:3, XIV-a and Env-Wt 502.01.

2012-02858

**AEC GROUP**

**NEWMARKET Lamprey River**

**Requested Action:**

Impact a total of 17,055 sq. ft. in the developed upland tidal buffer zone including the following: renovate an existing building within the same footprint; construct a four unit 3-story residential townhouse; remove and replace pavement; construct sidewalks; installation of utilities; and installation of a rainwater cistern.

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**APPROVE RECONSIDERATION:**

Impact a total of 17,055 sq. ft. in the developed upland tidal buffer zone including the following: renovate an existing building within the same footprint; construct a four unit 3-story residential townhouse; remove and replace pavement; construct sidewalks; installation of utilities; and installation of a rainwater cistern.

**With Conditions:**

1. All work shall be in accordance with revised plans by AEC Group dated 2/8/2013, as received by the NH Department of Environmental Services (DES) on 4/1/2013 and April 29, 2013.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. Orange construction fencing shall be placed at the limits of construction to prevent accidental encroachment on other areas within DES jurisdiction.
4. The existing retaining wall shall be monitored weekly during construction by a Professional Engineer (PE). The PE shall keep a written log of weekly inspections of retaining wall and log shall be made available to DES inspecting personnel. DES shall be notified immediately if any work is proposed to retaining wall.
5. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
6. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
7. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. 8. Faulty equipment shall be repaired prior to entering jurisdictional areas.
9. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator shall be trained in its use.

**With Findings:**

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04((b) projects in previously-developed upland areas within 100 feet of the highest observable tide line unless they are major or minor as defined in Env-Wt 303.02 or Env-Wt 303.03, respectively.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The applicant is proposing improvements within the previously-developed upland tidal buffer zone by providing a stormwater management system, pervious paver systems, and vegetated terrain adjacent to a tidal resource area.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. NH Natural Heritage Bureau ("NHB") has a record of a sensitive species in the project vicinity, but NHB does not expect impacts to the sensitive species.
5. The Newmarket Conservation Commission signed the expedited application.
6. The project is located within an area of Newmarket that is exempt from the requirements and minimum standards of RSA 483-B, the Shoreland Water Quality Protection Act.
7. The applicant has obtained written concurrence from abutters for work within 20 ft. to the property line pursuant to Env-Wt 304.04(a).
8. The Lamprey Rivers Advisory Committee ("LRAC") submitted comments on the application to DES including the following: a) engineering controls should be considered during construction to prevent soil and retaining wall failures; b) concerned with infiltration with installation of the cistern causing soil and retaining wall failure; c) groundwater concerns with replacing the paved parking area at the upper level with gravel parking; d) plan does not adequately address snow storage; e) drainage of the lower level parking area is directed onto a handicapped ramp, the town's Riverwalk, and the boatramp. The plan should include ways of intercepting and directing flow to a proper treatment device.

9. In response to LRAC's concerns, the applicant will retain a Professional Engineer to monitor and inspect the retaining wall weekly during construction, the cistern will be used for irrigation and toilet flushing and not infiltration into the soil, the upper parking area will be constructed with a pervious paver system for treatment of the stormwater, accumulated/plowed snow will be removed to an off-site location, the plans direct drainage away from the Riverwalk and the cistern intercepts and treats surface flows from the paved area.

2013-00484

TERRY JR, LAUREEN/THOMAS

WINDHAM Cobbett's Pond

Requested Action:

Retain a 6 ft. x 15 ft. seasonal docking structure and rebuild an existing concrete retaining wall with precast block in the same footprint along 63 ft. of shoreline frontage, Cobbetts Pond, Windham.

\*\*\*\*\*

APPROVE AFTER THE FACT:

Retain a 6 ft. x 15 ft. seasonal docking structure and rebuild an existing concrete retaining wall with precast block in the same footprint along 63 ft. of shoreline frontage, Cobbetts Pond, Windham.

With Conditions:

1. All work shall be in accordance with plans by SFC Engineering Partnership Inc. dated 2/8/2013 and revised 3/26/2013 received by the NH Department of Environmental Services (DES) on March 29, 2013.
2. This permit shall not be effective until it has been recorded with the county Registry of Deeds Office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to installation.
3. This shall be the only structure on this water frontage and all portions of the dock shall be at least 20 ft. from abutting property lines or the imaginary extension of those lines into the water.
4. The seasonal pier shall be removed from the lake for the non-boating season.
5. No portion of the pier shall extend more than 15 feet from the shoreline at full lake elevation.
6. Prior to commencing work on the retaining wall within Cobbetts Pond, a cofferdam shall be constructed to isolate the substructure work area from the surface waters.
7. Cofferdams shall not be installed during periods of high flow, whether due to seasonal runoff or precipitation. Once a cofferdam is fully effective, confined work can proceed without restriction.
8. Temporary cofferdams shall be entirely removed immediately following construction.
9. Discharge from dewatering of work areas shall be to sediment basins that are: a) located in uplands; b) lined with hay bales or other acceptable sediment trapping liners; c) set back as far as possible from wetlands and surface waters, in all cases with a minimum of 20 feet of undisturbed vegetated buffer.
10. The retaining wall shall be constructed within the footprint of the existing retaining wall so as not to create land in public water.
11. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
12. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.
13. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04(a) Construction or modification of a seasonal pier or wharf if no more than 2 slips, including previously existing slips, are proposed, and all criteria of Env-Wt 402 are met, and Env-Wt 303.04(c) Repair or replacement of existing retaining walls that is performed "in the dry" during drawdown of waters, and that results in no change in height, length, location, or configuration. If a wall is to be refaced such additional width shall not exceed 6 inches.

2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01.
3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project.
5. No comments were submitted from the NHFG Nongame and Endangered Wildlife Program or the Natural Heritage Bureau.
6. In accordance with Env-Wt 304.04 that applicant received written concurrence from the abutters whose property is within 20-feet of the proposed impacts.

#### **FORESTRY NOTIFICATION**

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**2013-00886                      55 SHEEP DAVIS LLC**  
**PEMBROKE   Unnamed Stream**

COMPLETE NOTIFICATION:  
Pembroke, Tax Map #561, Lot #10

**2013-00928                      ARBUCCI, DEBORAH**  
**EPSOM   Unnamed Stream**

COMPLETE NOTIFICATION:  
Epsom, Tax Map #R10, Lot #6

**2013-01028                      WHITCHER, JUDITH/MARK**  
**STRAFFORD   Unnamed Stream**

COMPLETE NOTIFICATION:  
Strafford, Tax Map #1, Lot #14, Unit #1

**2013-01048                      KELSO, JOAN**  
**BATH   Unnamed Stream**

COMPLETE NOTIFICATION:  
Bath, Tax Map #16, Lot #21 & 23

**2013-01050                      ROY, PHILIP**  
**BATH   Unnamed Stream**

COMPLETE NOTIFICATION:  
Bath, Tax Map #8, Lot #204

**2013-01052**                      **LITTLE, WILLIAM**  
**BATH**   Unnamed Stream

COMPLETE NOTIFICATION:  
Bath, Tax Map #9, Lot #35

**2013-01054**                      **BEDFORD, CAROLYN**  
**BARRINGTON**   Unnamed Stream

COMPLETE NOTIFICATION:  
Barrington, Tax Map #212, Lot #8

**2013-01059**                      **SOUTHERN SPECTRUM II LLC**  
**NEW DURHAM**   Unnamed Stream

COMPLETE NOTIFICATION:  
New Durham, Tax Map #253 & 247, Lot #26 & 2

**2013-01070**                      **HILLS, PAUL**  
**HUDSON**   Unnamed Stream

COMPLETE NOTIFICATION:  
Hudson, Tax Map #151, Lot #10

**2013-01072**                      **SPERA, PAUL**  
**CLAREMONT**   Unnamed Stream

COMPLETE NOTIFICATION:  
Claremont, Tax Map #42, Lot #2

**2013-01083**                      **MACKILLOP, MARY**  
**BROOKFIELD**   Unnamed Stream

COMPLETE NOTIFICATION:  
Brookfield, Tax Map #6, Lot #7

#### OTHER BUSINESS

\*\*\*\*\*

**2013-00966**                      **CENTER HARBOR, TOWN OF**  
**CENTER HARBOR**

**Requested Action:**

Proposal to accept request by the Town of Center Harbor to accept designation of 6 prime wetlands consisting of Chamberlain-Reynolds #41, , Newman Trust Complex #15, Fogg Hill Bog Complex #71-72, Otter Pond #68-69, Belknap Woods Beaver Ponds #43 and Sturtevant Bay #6.

\*\*\*\*\*

**OTHER:**

Approve request by the Town of Center Harbor to accept designation of 5 prime wetlands consisting of Chamberlain-Reynolds #41, Newman Trust Complex #15, Fogg Hill Bog Complex #71-72, Otter Pond #68-69 and Sturtevant Bay #6.

**With Findings:**

1. Based on review of the Town of Center Harbor's Prime Wetlands Completion Project Phase III and associated mapping ("Report") by Ecosystem Management Consultants ("EMC"), dated January 2013, as received by DES March 20, 2013 and supplemental designation information (e-mail from EMC dated April 26, 2013, as received by DES on April 26, 2013), the DES Wetlands Bureau has determined that the report and associated maps identifying five wetlands as designated Prime Wetlands in the Town of Center Harbor comply with Administrative Rules Section Env-Wt 701, Criteria and Evaluation, and Part Env-Wt 702, Submission and RSA 482-A:15, and are therefore accepted.

**EXPEDITED MINIMUM**

\*\*\*\*\*

**2013-00786                      GSM REALTY TRUST**  
**PORTSMOUTH   North Mill Pond**

**Requested Action:**

Impact a total of 2,950 sq. ft. in the developed upland tidal buffer zone including the following: removal of an existing commercial building and compacted gravel; construction of 1,850 sq. ft. of new paved parking lot; construction of 1,100 sq. ft. rain garden for stormwater management.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact a total of 2,950 sq. ft. in the developed upland tidal buffer zone including the following: removal of an existing commercial building and compacted gravel; construction of 1,850 sq. ft. of new paved parking lot; construction of 1,100 sq. ft. rain garden for stormwater management.

**With Conditions:**

1. All work shall be in accordance with revised plans by Tighe & Bond, Inc. dated 3/12/2013, as received by the NH Department of Environmental Services (DES) on 4/3/2013.
2. Any further alteration of areas on this property that are within the jurisdiction of the DES Wetlands Bureau will require a new application and further permitting by the Bureau.
3. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. Within three days of final grading or temporary suspension of work, all exposed soil areas shall be stabilized by seeding and mulching during the growing season, or if not within the growing season, by mulching with tack or netting and pinning on slopes steeper than 3:1.
6. Construction equipment shall be inspected daily for leaking fuel, oil and hydraulic fluid. 7. Faulty equipment shall be repaired prior to entering jurisdictional areas.
8. The contractor shall have appropriate oil spill kits on site and readily accessible at all times during construction and each operator

shall be trained in its use.

**With Findings:**

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04((b) projects in previously-developed upland areas within 100 feet of the highest observable tide line unless they are major or minor as defined in Env-Wt 303.02 or Env-Wt 303.03, respectively.
2. The need for the proposed impacts has been demonstrated by the applicant per Env-Wt 302.01. 3. The applicant has provided evidence which demonstrates that this proposal is the alternative with the least adverse impact to areas and environments under the department's jurisdiction per Env-Wt 302.03. The applicant is proposing improvements within the previously-developed upland tidal buffer zone by providing a stormwater management system adjacent to a tidal resource area. Further, the applicant will be providing buffer plantings on the adjacent property that includes hand tilling and seeding within the tidal buffer zone with a New England Conservation Mix.
4. The applicant has demonstrated by plan and example that each factor listed in Env-Wt 302.04(b) Requirements for Application Evaluation, has been considered in the design of the project. NH Natural Heritage Bureau ("NHB") has no record of sensitive species in the project vicinity.
5. The Portsmouth Conservation Commission signed the expedited application.
6. The applicant has obtained a DES Shoreland permit, Shoreland Permit #2013-00771, for impacting 27,214 sq. ft. in order to demolish two existing buildings and construct a parking lot with a stormwater management plan.
7. The applicant has obtained written concurrence from abutters for work within 20 ft. to the property line pursuant to Env-Wt 304.04(a).

**2013-00847                      DOLFI, ELIZABETH/SCOTT**  
**MOULTONBOROUGH   Lake Winnepesaukee**

**Requested Action:**

Install a 6 ft. x 4 ft. concrete pad to anchor an existing 4 ft. x 50.6 ft. seasonal dock with a 8 ft. x 12 ft. section lakeward, on an average of 191 feet of shoreline frontage, Lake Winnepesaukee, Moutlonborough.

\*\*\*\*\*

**Conservation Commission/Staff Comments:**

Con Com signed WEt application

**APPROVE PERMIT:**

Install a 6 ft. x 4 ft. concrete pad to anchor an existing 4 ft. x 50.6 ft. seasonal dock with a 8 ft. x 12 ft. section lakeward, on an average of 191 feet of shoreline frontage, Lake Winnepesaukee, Moutlonborough.

**With Conditions:**

1. All work shall be in accordance with plans by Ames Associates dated March 20, 2013, as received by the NH Department of Environmental Services (DES) on April 11, 2013.
2. This permit shall not be effective until it has been recorded with the County Registry of Deeds office by the Permittee. A copy of the recorded permit shall be submitted to the DES Wetlands Bureau by certified mail, return receipt requested, prior to construction.
3. The concrete pad shall be constructed landward of the shoreline defined by the elevation of normal high water so as not to create land in public water.
4. Appropriate siltation/erosion/turbidity controls shall be in place prior to construction, shall be maintained during construction, and remain in place until the area is stabilized. Silt fence(s) must be removed once the area is stabilized.
5. All activities shall be in accordance with the Shoreland Water Quality Protection Act, RSA 483-B. The owner is responsible for obtaining any Shoreland Permit that may be required per RSA 483-B, for construction, excavation or fill that will occur within the Protected Shoreland.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04 (ab) Construction of an anchoring pad for a seasonal dock provided.

**GOLD DREDGE**

\*\*\*\*\*

**2013-01041                      BEDELL, GARY**  
**(ALL TOWNS)   Unnamed Stream**

Conservation Commission/Staff Comments:  
cc Bath ConCom

**2013-01042                      HOPKINS, GALE**  
**(ALL TOWNS)   Unnamed Stream**

Conservation Commission/Staff Comments:  
cc Bath ConCom

**2013-01043                      OKESSON, ROBERT**  
**(ALL TOWNS)   Unnamed Stream**

Conservation Commission/Staff Comments:  
cc Bath ConCom

**2013-01066                      BOTBYL, JENNIFER**  
**(ALL TOWNS)   Unnamed Stream**

Conservation Commission/Staff Comments:  
cc Bath ConCom

**2013-01068                      BOTBYL, ALFRED**  
**(ALL TOWNS)   Unnamed Stream**

Conservation Commission/Staff Comments:  
cc Bath ConCom

**LAKES-SEASONAL DOCK NOTIF**

\*\*\*\*\*

**2013-01007                      HOLSTEIN, ERIC**  
**SALEM    Arlington Pond**

Requested Action:

Installation of a seasonal docking structure.

\*\*\*\*\*

COMPLETE NOTIFICATION:

Installation of a seasonal docking structure.

With Findings:

Installation of a seasonal docking structure.

**2013-01024                      AITCHISON, JAMES/STEPHANIE**  
**WOLFEBORO    Crescent Lake**

Requested Action:

Installation of a seasonal docking structure.

\*\*\*\*\*

COMPLETE NOTIFICATION:

Installation of a seasonal docking structure.

**ROADWAY MAINTENANCE NOTIF**

\*\*\*\*\*

**2013-01044                      LOON MTN RECREATION CORP, RICK KELLEY**  
**LINCOLN    Unnamed Stream**

COMPLETE NOTIFICATION:

Replace a 24" culvert with a new 36" culvert and headwall.

**2013-01045                      DEPT OF TRANSPORTATION**  
**DANVILLE    Unnamed Wetland**

COMPLETE NOTIFICATION:

Repair headwalls & extend 3' on inlet & outlet of a 36" culvert to be replaced.

**2013-01046                      DEPT OF TRANSPORTATION**  
**SALISBURY    Unnamed Stream**

COMPLETE NOTIFICATION:

Remove 40' of silt and sand cleaning for drainage. Rebuild headers.

**PERMIT BY NOTIFICATION**

\*\*\*\*\*

**2013-00816                      BROADVIEW CONDOMINIUMS  
GILFORD   Lake Winnepesaukee**

Requested Action:

Repair of existing docking structures with no change in size, location or configuration.

\*\*\*\*\*

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

**2013-00981                      LOCKE LAKE COLONY ASSOCIATION  
BARNSTEAD   Locke Lake Recreation Pond II**

Requested Action:

Replace existing permanent footbridge with a floating footbridge with the same dimensions.

\*\*\*\*\*

PBN IS COMPLETE:

Replace existing permanent footbridge with a floating footbridge with the same dimensions.

With Findings:

Replace existing permanent footbridge with a floating footbridge with the same dimensions.

**2013-00992                      MONTGOMERY, D BRUCE  
HOLDERNESS   Squam Lake**

Requested Action:

Install a 4 foot x 37 foot seasonal dock on Squam Lake.

\*\*\*\*\*

PBN IS COMPLETE:

Install a 4 foot x 37 foot seasonal dock on Squam Lake.

With Findings:

Installation of a seasonal dock.

**2013-00993                      SPRAGUE OPERATING RESOURCES LLC  
NEWINGTON   Piscataqua River**

Requested Action:

Disqualify Permit by Notification to replace existing deteriorated rock anchors with new rock anchors in new locations for two dolphins at Sprague River Road Marine Terminal, approximate impact 5 square feet in the Piscataqua River.

\*\*\*\*\*

PBN DISQUALIFIED:

Disqualify Permit by Notification to replace existing deteriorated rock anchors with new rock anchors in new locations for two dolphins at Sprague River Road Marine Terminal, approximate impact 5 square feet in the Piscataqua River.

With Findings:

1. Proposed work to replace existing deteriorated rock anchors with new rock anchors in new locations for two dolphins at Sprague River Road Marine Terminal, approximate impact 5 square feet in the Piscataqua River does not meet the criteria of NH Administrative Rules Env-Wt 506.01, Projects Qualifying for Permit by Notification.

2013-01035

**MOUNTAIN LAKES VILLAGE DISTRICT**

**WOODSVILLE Mountain Lake**

Requested Action:

Dredge and fill 150 square feet of the bank and bed of Upper Mountain Lake for the installation of a dry hydrant.

\*\*\*\*\*

PBN IS COMPLETE:

Dredge and fill 150 square feet of the bank and bed of Upper Mountain Lake for the installation of a dry hydrant.

With Findings:

1. This project meets the criteria of NH Administrative Rule Env-Wt 506.01(a) (6) The excavation of less than 10 linear feet within the bank and bed of a surface water that does not exceed 200 square feet in total jurisdictional impact to the bed, that meets the criteria in Env-Wt 303.04(w).
2. The Conservation Commission signed the PBN waiving their right to intervene pursuant to RSA 482-A:11.
3. No comments were submitted from the NHFG Nongame and Endangered Wildlife Program, or the Natural Heritage Bureau.

2013-01038

**EDSON, GEORGE**

**CORNISH Unnamed Stream**

Requested Action:

Disqualify permit by notification to dredge 9,120 square feet of Mill Brook.

\*\*\*\*\*

PBN DISQUALIFIED:

Dredge 9,120 square feet of Mill Brook.

With Findings:

1. This project does not meet the criteria of NH Administrative Rule Env-Wt 506.01(a)(3), because the project proposes to dredge a stream.
2. Env-Wt 506.01(a)(3), references Env-Wt 303.04(k), which allows maintenance dredging, when necessary to provide continued usefulness of nontidal drainage ditches, man-made ponds, and spillways.

2013-01040

**HARRIS, JOHN & GEORGE**

**ALTON Lake Winnepesaukee**

Requested Action:

Repair or replacement of existing retaining walls that is performed "in the dry" during drawdown of waters, and that results in no change in height, length, location, or configuration.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Repair or replacement of existing retaining walls that is performed "in the dry" during drawdown of waters, and that results in no change in height, length, location, or configuration.

With Findings:

1. This is a minimum impact project per Administrative Rule Env-Wt 303.04 (c) Repair or replacement of existing retaining walls that is performed "in the dry" during drawdown of waters, and that results in no change in height, length, location, or configuration.

**2013-01087**

**GABRIELLINI, PAUL**

**ALTON Lake Winnepesaukee**

Requested Action:

Repair of existing docking structures with no change in size, location or configuration.

\*\*\*\*\*

Conservation Commission/Staff Comments:

Con Com signed PBN form

PBN IS COMPLETE:

Repair of existing docking structures with no change in size, location or configuration.

With Findings:

1. This project is classified as a minimum impact project per Rule Env-Wt 303.04(v), repair of existing docking structures with no change in size, location or configuration.

**CSPA PERMIT**

\*\*\*\*\*

**2012-03298**

**MEYER, DEBORAH**

**RYE Atlantic Ocean**

Requested Action:

Owner wishes to amend the permit by adding 8 sq ft for HVAC pad.

Impact 2,179 sq ft in order to raise existing structure, add 316 sq ft of permanent impact, modify footprint of house, and replace

impervious driveway with a pervious driveway.  
\*\*\*\*\*

**APPROVE AMENDMENT:**

Impact 2,179 sq ft in order to raise existing structure, add 324 sq ft of permanent impact, modify footprint of house, add pad for HVAC, and replace impervious driveway with a pervious driveway.

**With Conditions:**

1. All work shall be in accordance with revised plans by James Verra and Associates, Inc. dated April 9, 2013 and received by the NH Department of Environmental Services (DES) on April 18, 2013.
2. No more than 12.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
4. All pervious technologies used shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2013-00550**

**ROBIDOUX, ALBERT**

**FRANKLIN Webster Lake**

**Requested Action:**

Correction for dimension of portable shed, 8ft x 12ft.

Impact 3,330 sq ft in order to replace existing cottage and septic system and add a 10ft x 10ft portable shed.  
\*\*\*\*\*

**APPROVE AMENDMENT:**

Revised Amendment Description April 29, 2013. Impact 3,350 sq ft in order to replace existing cottage and septic system and add a 8ft x 12ft portable shed.

**With Conditions:**

1. All work shall be in accordance with revised plans by Hinds Septic Design Services dated April 11, 2013 and received by the NH Department of Environmental Services (DES) on April 15, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 8.7% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 329 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
8. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or

contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.

9. Any fill used shall be clean sand, gravel, rock, or other suitable material.
3. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2013-00709                      EDUCATIONAL TRUST**  
**SEABROOK   Atlantic Ocean**

**Requested Action:**

Impact 4,928 sq ft on Map 21, Lot # 2-2, in order to remove existing dwelling, rebuild a new structure, and replace impervious surface with pervious material.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 4,928 sq ft on Map 21, Lot # 2-2, in order to remove existing dwelling, rebuild a new structure, and replace impervious surface with pervious material.

**With Conditions:**

1. 1. All work shall be in accordance with revised plans by Millennium Engineering Inc. dated April 26 and received by the NH Department of Environmental Services (DES) on April 26, 2013.
2. No more than 30% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. All pervious technologies used shall be designed, installed and maintained to effectively absorb and infiltrate stormwater.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2013-00887                      MARGOLIS, MICHAEL**  
**ALTON   Lake Winnepesaukee**

**Requested Action:**

Impact 3,242 sq ft in order to remove large portion of a retaining wall, remove concrete patio, stabilize bank, convert gravel drive to grass, and upgrade a failed septic system.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 3,242 sq ft in order to remove large portion of a retaining wall, remove concrete patio, stabilize bank, convert gravel drive to grass, and upgrade a failed septic system.

**With Conditions:**

1. All work shall be in accordance with plans by Michael Joyce dated February 27, 2013 and received by the NH Department of Environmental Services (DES) on April 15, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 29.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless

additional approval is obtained from DES.

4. At least 1,724 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2013-00899

**NIVISON, MARGO**

**PELHAM Beaver Brook**

**Requested Action:**

Impact 4,100 sq ft in order to replace septic system within the Shoreland Protection.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 4,100 sq ft in order to replace septic system within the Shoreland Protection.

**With Conditions:**

1. All work shall be in accordance with plans by Benchmark Engineering, Inc. dated April 4, 2013 and received by the NH Department of Environmental Services (DES) on April 16, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 18% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 3,275 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2013-00900

**DE LAIRE, GEORGES**

**AMHERST Baboosic Lake**

**Requested Action:**

Impact 17,792 sq ft in order to raze and reconstruct the existing house, remove some buildings/decks and replace with permeable surfaces, re-landscape, and rebuild driveway with pervious pavers.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 17,792 sq ft in order to raze and reconstruct the existing house, remove some buildings/decks and replace with permeable surfaces, re-landscape, and rebuild driveway with pervious pavers.

With Conditions:

1. All work shall be in accordance with plans by Meridian Land Services, Inc. dated March 25, 2013 and received by the NH Department of Environmental Services (DES) on April 16, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 13.2% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 5,023 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
9. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2013-00901**                      **VAN DAM, GREGORY**  
**NEW DURHAM** Merrymeeting Lake

Requested Action:

Impact 3,475 sq ft in order to add an addition to an existing house, install new septic system, revise driveway and drainage.

\*\*\*\*\*

APPROVE PERMIT:

Impact 3,475 sq ft in order to add an addition to an existing house, install new septic system, revise driveway and drainage.

With Conditions:

1. All work shall be in accordance with plans by Ferstone Associates dated April 8, 2013 and received by the NH Department of Environmental Services (DES) on April 16, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 31.8% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2013-00935**                      **GROTH, JEANNE**  
**STRAFFORD** Bow Lake

Requested Action:

Impact 9,604 sq ft in order to construct a 3 bedroom dwelling with detached garage and a septic system.  
\*\*\*\*\*

APPROVE PERMIT:

Impact 9,604 sq ft in order to construct a 3 bedroom dwelling with detached garage and a septic system.

With Conditions:

1. All work shall be in accordance with plans by Geometres Blue Hills, LLC dated March 15, 2013 and received by the NH Department of Environmental Services (DES) on April 18, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 6.6% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 5,673 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.

2013-00939

**FARLEY, CRAIG**

**WAKEFIELD Great East Lake**

Requested Action:

Impact 4,735 sq ft in order to replace a non- conforming structure with a new structure located behind the primary building line and construct a new septic system and driveway.  
\*\*\*\*\*

APPROVE PERMIT:

Impact 4,735 sq ft in order to replace a non- conforming structure with a new structure located behind the primary building line and construct a new septic system and driveway.

With Conditions:

2. 1. All work shall be in accordance with plans by Fernstone Associates dated April 11, 2013 and received by the NH Department of Environmental Services (DES) on April 19, 2013.
1. This permit is contingent on approval by the DES Subsurface Systems Bureau.
2. No more than 23.8% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. At least 2,485 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
6. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
4. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the

site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.

7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
3. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2013-00944                      APPLE HILL PROPERTIES LLC**  
**CONCORD   Upper Oxbow Pond**

**Requested Action:**

Impact 3,006 sq ft in order to construct a new house with a state approved septic system.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 3,006 sq ft in order to construct a new house with a state approved septic system.

**With Conditions:**

1. All work shall be in accordance with plans by Beaver Brook Environmental Consultants, LLC dated December 3, 2012 and received by the NH Department of Environmental Services (DES) on April 22, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 4.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 4,325 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**2013-00945                      HENDERSON, BONNIE/EDWARD**  
**NEW LONDON   Sunapee Lake**

**Requested Action:**

Impact 80 sq ft in order to construct a deck.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 80 sq ft in order to construct a deck and stairs.

**With Conditions:**

1. All work shall be in accordance with plans by Hogg Hill Design, LLC dated April 19, 2013 and received by the NH Department of Environmental Services (DES) on April 22, 2013.
2. No more than 16.3% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. At least 2,483 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).

4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2013-00946

**RAYMOND L THIVIERGE REVOCABLE TRUST**

**MEREDITH Lake Winnepesaukee**

**Requested Action:**

Impact 2,881 sq ft in order to demolish existing home and rebuild on the existing foundation with an expansion in the footprint.  
\*\*\*\*\*

**APPROVE PERMIT:**

Impact 2,881 sq ft in order to demolish existing home and rebuild on the existing foundation with an expansion in the footprint.

**With Conditions:**

1. All work shall be in accordance with plans by Waterfront Solutions, LLC dated March 10, 2013 and received by the NH Department of Environmental Services (DES) on April 22, 2013.
2. No more than 19.6% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. At least 10,679 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2013-00949

**LEWIS, DONALD**

**NEW IPSWICH Pratt Pond**

**Requested Action:**

Impact 13,750 sq ft in order to construct a new 2 bedroom home with septic system.  
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**APPROVE PERMIT:**

Impact 13,750 sq ft in order to construct a new 2 bedroom home with septic system.

**With Conditions:**

1. All work shall be in accordance with plans by Graz Engineering dated April 1, 2013 and received by the NH Department of Environmental Services (DES) on April 22, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.

3. No more than 9.1% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 5,079 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.

**2013-00950**                      **ADAMS, LINDA**  
**GILFORD Lake Winnepesaukee**

**Requested Action:**

Impact 4,225 sq ft in order to construct an addition with attached garage to the SE corner of an existing residence and modify existing driveway.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 4,225 sq ft in order to construct an addition with attached garage to the SE corner of an existing residence and modify existing driveway.

**With Conditions:**

1. All work shall be in accordance with plans by Ames Associates dated April 12, 2013 and received by the NH Department of Environmental Services (DES) on April 22, 2013.
2. No more than 18.9% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
3. At least 3,450 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**2013-00977**                      **CLASSEN, MICHAEL**  
**WHITEFIELD Forest Lake**

**Requested Action:**

Impact 677 sq ft in order to construct a septic system for five existing cabins.

\*\*\*\*\*

**APPROVE PERMIT:**

Impact 677 sq ft in order to construct a septic system for five existing cabins.

With Conditions:

1. All work shall be in accordance with plans by Justin Marvin dated April 2013 and received by the NH Department of Environmental Services (DES) on April 24, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 11.1% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. At least 4,667 sq ft of the Natural Woodland Buffer beyond the primary building setback must remain in an unaltered state in order to comply with RSA 483-B:9, V, (b), (2).
5. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
6. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
7. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
8. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

2013-00978

**FOURNIER, BRIAN/JUSTINE**

**NEWBURY Todd Lake**

Requested Action:

Impact 5,400 sq ft in order to raise existing house and construct a foundation slab, install a new well and septic system, and regrade area around house.

\*\*\*\*\*

APPROVE PERMIT:

Impact 5,400 sq ft in order to raise existing house and pour a foundation slab, install a new well and septic system, and regrade area around house.

With Conditions:

1. All work shall be in accordance with plans by Lake Sunapee Survey dated April 1, 2013 and received by the NH Department of Environmental Services (DES) on April 24, 2013.
2. This permit is contingent on approval by the DES Subsurface Systems Bureau.
3. No more than 13% of the area of the lot within the protected shoreland shall be covered by impervious surfaces unless additional approval is obtained from DES.
4. Erosion and siltation controls shall be appropriate to the size and nature of the project and to the physical characteristics of the site, including slope, soil type, vegetative cover, and proximity to wetlands or surface waters.
5. All activities conducted in association with the completion of this project shall be conducted in a manner that complies with applicable criteria of Administrative Rules Chapter Env-Wq 1400 and RSA 483-B during and after construction.
6. No person undertaking any activity in the protected shoreland shall cause or contribute to, or allow the activity to cause or contribute to, any violations of the surface water quality standards established in Env-Ws 1700 or successor rules in Env-Wq 1700.
7. Any fill used shall be clean sand, gravel, rock, or other suitable material.
8. This permit shall not preclude DES from taking any enforcement or revocation action if DES later determines that any of the structures depicted as "existing" on the plans submitted by the applicant were not previously permitted or grandfathered.

**UTILITY NOTIFICATION**

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**2013-01084                      PORTLAND PIPE LINE CORPORATION**  
**GORHAM   Unnamed Stream Unnamed Wetland**

**COMPLETE NOTIFICATION:**

To evaluate & check a remotely detected anomaly in a 24" diameter buried crude oil pipe line.

**2013-01085                      NATIONAL GRID**  
**BATH   Unnamed Wetland**

**COMPLETE NOTIFICATION:**

Vegetative maintenance of ROW.

**2013-01086                      NATIONAL GRID**  
**BENTON   Unnamed Wetland**

**Conservation Commission/Staff Comments:**

See file 13-1085 for fee amount.

**COMPLETE NOTIFICATION:**

Vegetative maintenance in ROW.